

### **AMENDMENT TO THE DRAWINGS**

Fig. 5 has been added. The attached sheet of formal drawing adds to the original sheets including Figs. 1-5.

*σ*

## REMARKS/ARGUMENTS

Applicant responds herein to the Office Action dated July 5, 2005.

Preliminarily, it is important to comment on and resolve a confusing issue.

The applicant filed an amendment dated February 14, 2005 which the Patent Office received February 17, 2005. The Patent Office thereafter issued an Official Communication dated March 30, 2005, which overlooked the February 17, 2005 Amendment. The applicant responded to the March 30, 2005 Office Action with a Communication dated June 30, 2005.

The outstanding Office Action is dated July 5, 2005 and apparently was denominated as being responsive to applicant's arguments filed October 8, 2004 and February 17, 2005. Adding to the confusion, the applicant's June 30, 2005 amendment has canceled claims 9, 10 and 17-20, and has substituted therefor claims 21-26. Strictly speaking, since the applicant has mailed the Amendment of June 30, 2005 before the July 5, 2005 Office Action has been made of record, that present, outstanding Office Action should be withdrawn and a new Office Action issued.

Nonetheless, the outstanding Office Action makes certain recommendations for patentability relative to the canceled claims 9, 10 and 17-20 and also requests entry of an additional figure which can become FIG. 5.

Responsive to the Office Action, the applicant has reinserted claims 9, 10 and 17-20, amended as suggested by the Examiner, but renumbered as claims 27, 28 and 32.

Therefore, at least claims 27-32 should now be promptly allowed, although claim 28 may need to be canceled, because it is virtually identical to claim 27. In addition, applicant respectfully submits that claims 21-26 are patentable for the reasons that are set forth in applicant's amendment dated June 30, 2005.

Reconsideration of the applicant and allowance of the claims is earnestly solicited.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 31, 2005

Max Moskowitz

Name of applicant, assignee or  
Registered Representative

Signature

August 31, 2005

Date of Signature

Respectfully submitted,



Max Moskowitz

Registration No.: 30,576

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700